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14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 SAN FRANCISCO DIVISION

17 In re SIEBEL SYSTEMS, INC.
SECURITIES LITIGATION

) Master File No.: 3:04-cv-00983-CRB

) CLASS ACTION

19 _____
20 This Document Relates To:

21 ALL ACTIONS.
22 _____

23 STIPULATION AND ~~PROPOSED~~ ORDER STAYING TAXATION OF COSTS PENDING
24 THE DISPOSITION OF LEAD PLAINTIFF'S APPEAL

1 This stipulation is entered into by and among lead plaintiff, the Policemen's Annuity and
2 Benefit Fund of Chicago ("Lead Plaintiff") and defendants Siebel Systems, Inc., Thomas M.
3 Siebel, Kenneth A. Goldman and R. David Schmaier (collectively "Defendants") through their
4 respective attorneys of record.

5 WHEREAS, on December 28, 2005, Judge Charles R. Breyer dismissed the above-
6 captioned action with prejudice;

7 WHEREAS, on January 11, 2006, Defendants filed a bill of costs, seeking taxation of
8 certain costs;

9 WHEREAS, on January 17, 2006, Lead Plaintiff filed a notice of appeal;

10 WHEREAS, on January 26, 2006, Lead Plaintiff filed an objection to Defendants' bill of
11 costs; and

12 WHEREAS, Lead Plaintiff and Defendants stipulate and agree that any determination on
13 the taxation of costs should be stayed pending the disposition of Lead Plaintiff's appeal.

14 NOW THEREFORE, Lead Plaintiff and Defendants jointly submit this proposed order
15 to the Court seeking a stay of the determination on costs taxed pursuant to the bill of costs filed
16 by Defendants pending the disposition of the appeal filed by Lead Plaintiff.

17 DATED: February 1, 2006

Respectfully submitted,

18 BARRACK, RODOS & BACINE
19 STEPHEN R. BASSER
20 SAMUEL M. WARD
21 JOHN L. HAEUSSLER

22 _____/s/
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DATED: February 1, 2006

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Inc., Thomas M. Siebel, Kenneth A.
Goldman, and R. David Schmaier

~~PROPOSED~~ ORDER

IT IS HEREBY ORDERED that, pending the disposition of Lead Plaintiff's appeal of this Court's dismissal of the above-caption action, any determination on the taxation of costs related to the above-captioned action is stayed.

DATED: February 2, 2006

